

SUMMARY REPORT OF INVESTIGATION**I. EXECUTIVE SUMMARY**

Date of Incident:	April 12, 2018
Time of Incident:	13:41
Location of Incident:	[REDACTED]
Date of COPA Notification:	June 4, 2018
Time of COPA Notification:	15:43

The Oracle Corporation held a private software conference at the [REDACTED] convention facility on April 12, 2018. The complainant, Mr. [REDACTED] entered the convention without proper credentials. Mr. [REDACTED] admittedly trespasses at the [REDACTED] venue on a regular basis. As such, Mr. [REDACTED] was promptly recognized by civilian security guards on the date of incident. The private security staff briefly questioned Mr. [REDACTED] and led him out of the facility. At some point during the interaction, two females in Chicago Police Department uniforms appeared on scene. These officers, later identified as Officer [REDACTED] # [REDACTED] and Officer [REDACTED] # [REDACTED] were off duty and working secondary employment as security at the venue. Both officers were dressed in full CPD uniform, as is permitted by city ordinance at the [REDACTED] locale.¹ Mr. [REDACTED] alleges that he refused to let security search his bag but that one of the accused officers took the bag from him and handed it to the civilian security guards for a search. Mr. [REDACTED] alleges that some contents of his bag were confiscated by civilian security and never returned to him.

II. INVOLVED PARTIES

Involved Officer #1:	Police Officer [REDACTED] [REDACTED] Star # [REDACTED] Employee ID # [REDACTED] Appointment Date [REDACTED], 2013, Unit [REDACTED] Female, Black, Birth Date [REDACTED], 1983.
Involved Officer #2:	Police Officer [REDACTED] [REDACTED] Star # [REDACTED] Employee ID # [REDACTED] Appointment Date [REDACTED], 2015, Unit [REDACTED] Female, Black, Birth Date [REDACTED], 1988.
Involved Individual #1:	[REDACTED] Male, White, Birth Date [REDACTED], 1951.

III. ALLEGATIONS

¹ Att. 26.

Officer	Allegation	Finding
Officer [REDACTED]	<p>1. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED] Drive, you improperly detained the complainant in violation of Rules 1 and 6.</p> <p>2. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly seized Mr. [REDACTED] property.</p>	Unfounded
Officer [REDACTED]	<p>1. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly detained the complainant in violation of Rules 1 and 6.</p> <p>2. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly seized Mr. [REDACTED] property.</p>	Unfounded

IV. APPLICABLE RULES AND LAWS

Rules

1. Rule 1: Prohibits violation of any law or ordinance.
2. Rule 6: Disobedience of an order or directive, whether written or oral.

United States Constitutional Provisions

1. United States Constitution, Amendment IV: Prohibits search and seizure without probable cause.

V. INVESTIGATION²

a. Interviews

COPA conducted an interview of complainant [REDACTED] on June 5, 2018.³ Mr.

[REDACTED] stated that he walked into the west building of the [REDACTED] venue on the date of incident wearing an expired badge from a prior event. He was in the convention center for approximately ten minutes before being stopped by a civilian security guard and discovered to have invalid credentials. Mr. [REDACTED] estimated he was questioned in the venue for about fifteen minutes before “approximately 5 other people” appeared on scene.⁴ Mr. [REDACTED] admits he was not physically kept there but was just told to wait until others arrived. Once others did arrive, the group walked Mr. [REDACTED] out of the venue.

Mr. [REDACTED] told security they could not search his bag. Mr. [REDACTED] stated he was carrying a “trade show bag” that contained clothing, Kleenex, another trade show bag, bus schedules, prior show badges, and his thumb drives.⁵ He asked if he could leave and was told they were waiting for more people to arrive at the second location. Mr. [REDACTED] estimates he was in the thoroughfare for 30 minutes before the accused officers appeared. Mr. [REDACTED] perception was that private security had requested on duty Chicago police officers.

Mr. [REDACTED] recalled two female officers in uniform arriving. He described one as being African American and the other Hispanic. He said that when the officers asked him to identify himself, he cooperated because he was “reminded that I had to tell them who I was or I could be immediately arrested.”⁶ He also recalled being told that his refusal to identify himself was potentially “obstruction of justice.”⁷ Mr. [REDACTED] recalled them radioing in his name but getting no results. Mr. [REDACTED] stated they did a pat down search of his outer clothing and then ordered him to hand over his bag. He admitted to complying with the request. He stated that private security searched his bag and removed his badge holder and thumb drives. Mr. [REDACTED] stated they also took his empty show bag. Though civilian security told Mr. [REDACTED] he could pick his thumb drives up the following day. Mr. [REDACTED] claims he was never able to recover his property.

Mr. [REDACTED] also said the officers showed him a blue or purple card and stated that they made contact with him so they needed to fill out a card. He recalled the card being blank. Mr. [REDACTED] stated there was “nothing against the law I had done”⁸ and admittedly left of his own accord. When questioned as to what role the accused officers played in the interaction, Mr. [REDACTED] stated that they were there to “help the security guard ascertain my identity and relieve me of my property.”⁹ Mr. [REDACTED] estimated that he was detained by the accused officers for “a half an hour.”¹⁰ When questioned as to why he waited two months to notify COPA of this incident, Mr. [REDACTED] stated weather and his schedule prevented him from reporting it.

² COPA conducted a thorough and complete investigation. The following is a summary of the material evidence gathered and relied upon in our analysis.

³ Att. 6.

⁴ Att. 6. 5:56

⁵ Att. 6. 8:04

⁶ Att. 6. 12:09

⁷ Att. 6. 12:33

⁸ Att. 6. 18:52

⁹ Att. 6. 17:35

¹⁰ Att. 6. 23:07

COPA conducted an interview of witness [REDACTED] on October 5, 2018.¹¹ Mr. [REDACTED] identified himself as a security director for A/F Security. He explained that A/F Security was contracted by Oracle to provide security at their [REDACTED] convention on April 12, 2018. He stated that several other security members he could not identify first made him aware of Mr. [REDACTED] presence on the date of incident. He then let Oracle representative [REDACTED] know there was a trespasser on the premises. Mr. [REDACTED] requested that Mr. [REDACTED] be removed from the show room floor and taken to the concourse area outside the event. Mr. [REDACTED] stated this area of the concourse is a public area. This is the point in time that Mr. [REDACTED] recalled the accused officers arriving on scene. Though he recalled them arriving, he did not know how they ended up there or who contacted them.

Mr. [REDACTED] described the officers as two females, one being black and the other a race he could not identify. Mr. [REDACTED] described them as being on duty and in uniform. He described their garments as blue CPD shirts with visible badges. However, when later asked to clarify, Mr. [REDACTED] stated he was using "on duty" and "in uniform" interchangeably and did not know who the officers were working for at the time.

Mr. [REDACTED] never saw either accused officer make physical contact with Mr. [REDACTED]. Mr. [REDACTED] never saw either accused officer take possession of or search Mr. [REDACTED] bag. Mr. [REDACTED] stated that Mr. [REDACTED] old badges and two thumb drives were confiscated by a [REDACTED] security rep named [REDACTED]. The property was confiscated at the instruction of Oracle representative [REDACTED]. Mr. [REDACTED] could not recall exactly who removed the items, but he believed Mr. [REDACTED] may have emptied his own bag at security's request. Mr. [REDACTED] was given the thumb drives and asked to return them two days later so Mr. [REDACTED] could recover them. Mr. [REDACTED] returned the thumb drives to [REDACTED] the following day. He never looked at the contents of the drives. Mr. [REDACTED] was under the impression that Mr. [REDACTED] eventually recovered his belongings, but he could not confirm that.

COPA conducted an interview of Officer [REDACTED] on November 16, 2018.¹² Officer [REDACTED] explained that she works secondary employment at [REDACTED] on occasion. She wears full uniform while working there, badge and name displayed. Officer [REDACTED] recalled an Oracle Convention going on at [REDACTED] on the date of incident. She estimated she began work at 8:30am and recalled working with Officer [REDACTED]. Officer [REDACTED] did not have a CPD radio in her possession while working. She recalled being contacted by [REDACTED] security via their private radio system. She could not identify who actually communicated over the radio but she recalled being told that there was a trespasser being questioned in a downstairs area. The two proceeded to that area.

Officer [REDACTED] recalled entering an area where multiple guards were questioning Mr. [REDACTED]. She did not recognize him nor could she recall who specifically was in the room. Officer [REDACTED] stated she never patted down Mr. [REDACTED] or made any physical contact with him. Officer [REDACTED] stated that she never took Mr. [REDACTED] bag or directed him to hand it to anyone else. Officer [REDACTED] also confirmed she does not utilize a police radio or ISR receipts during secondary employment.

¹¹ Att. 14.

¹² Att. 29.

COPA conducted an interview of Officer [REDACTED] on November 16, 2018.¹³ Officer [REDACTED] recounted a similar version of events as Officer [REDACTED]. Officer [REDACTED] could not recall who specifically directed her and Officer [REDACTED] to Mr. [REDACTED] but she recalled him being identified as a trespasser. Officer [REDACTED] stated that she never patted down Mr. [REDACTED] or made any physical contact with him. Officer [REDACTED] stated that she never took Mr. [REDACTED] bag or directed him to hand it to anyone else. In fact, Officer [REDACTED] recalled Mr. [REDACTED] emptying the contents of his bag himself. Officer [REDACTED] also confirmed that she does not utilize a police radio or ISR receipts during secondary employment.

b. Documentary Evidence

[REDACTED] Incident Report¹⁴ is authored by [REDACTED] security director [REDACTED] A/F Security Director [REDACTED] is listed as the complainant.¹⁵ The report states that Mr. [REDACTED] was detained by Mr. [REDACTED]. It also notes that Mr. [REDACTED] was recognized as an individual that "frequents the premises taking advantage of free promo material given away."¹⁶ The report notes that Mr. [REDACTED] did not have a legitimate badge at this Oracle event. The report notes the presence of Oracle show Security Consultant [REDACTED] and also identifies "contracted CPD officers [REDACTED] and [REDACTED] as being on scene. The report does not mention either Officer [REDACTED] or Officer [REDACTED] searching or detaining Mr. [REDACTED]. The report ends by noting that Mr. [REDACTED] was escorted off the premises without incident after surrendering his badges.

VI. ANALYSIS

COPA recommends a finding of **Unfounded** for the allegation that Officers [REDACTED] and [REDACTED] improperly detained Mr. [REDACTED]. Mr. [REDACTED] himself stated that it was [REDACTED] civilian security guards that stopped him and led him out into the thoroughfare prior to Officer [REDACTED] or Officer [REDACTED] ever appearing on scene. Upon their arrival, Officer [REDACTED] and Officer [REDACTED] were mere observers according to both their own testimony and the testimony of independent witness [REDACTED]. Mr. [REDACTED], by his own account, was never physically or verbally prevented from leaving the scene by either accused officer. There is no need to assess probable cause for detainment because the preponderance of evidence reflects that Officer [REDACTED] and Officer [REDACTED] never detained Mr. [REDACTED]. Therefore, the allegation is Unfounded.

COPA recommends a finding of **Unfounded** for the allegation that Officers [REDACTED] and [REDACTED] improperly seized Mr. [REDACTED] property. Though Mr. [REDACTED] alleges his bag was taken by one of the officers and handed to private security, the preponderance of evidence suggests neither officer made any contact with Mr. [REDACTED] property. Witness [REDACTED] stated he never saw either officer make physical contact with Mr. [REDACTED] bag. In fact, Mr. [REDACTED] stated that Mr. [REDACTED] emptied out the contents of his bag himself. That version of events is also supported by Officer [REDACTED] recollection of the encounter.

¹³ Att. 30.

¹⁴ Att. 9.

¹⁵ Att. 9. Witness [REDACTED] name is erroneously spelled " [REDACTED]" on the [REDACTED] Incident Report.

¹⁶ Att. 9.

Furthermore, documentary evidence supports that Officer [REDACTED] and Officer [REDACTED] were mere observers in the encounter. [REDACTED] Incident Report [REDACTED] describes Officer [REDACTED] and Officer [REDACTED] simply as “on scene” and never references any sort of search of Mr. [REDACTED] person or property.¹⁷ The report specifically states that Mr. [REDACTED] “surrendered” his badges, further supporting that he willingly gave up his property. As a preponderance of evidence suggests neither Officer [REDACTED] nor Officer [REDACTED] ever made physical contact with Mr. [REDACTED] bag, the allegation that they improperly seized his property is Unfounded.

VII. CONCLUSION

Based on the analysis set forth above, COPA makes the following findings:

Officer	Allegation	Finding
Officer [REDACTED]	<p>1. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly detained the complainant in violation of Rules 1 and 6.</p> <p>2. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly seized Mr. [REDACTED] property.</p>	Unfounded
Officer [REDACTED].	<p>1. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly detained the complainant in violation of Rules 1 and 6.</p> <p>2. It is alleged that on or about April 12, 2018 at approximately 13:41 hours, at or around the [REDACTED] venue at [REDACTED] [REDACTED], you improperly seized Mr. [REDACTED] property.</p>	Unfounded

¹⁷ Att. 9.

[REDACTED]

Angela Hearts-Glass
Deputy Chief Administrator – Chief Investigator

Date

Jan 8, 2016

Appendix A

Assigned Investigative Staff

Squad#:

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Investigator:

Supervising Investigator:

Deputy Chief Administrator:

